IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.
WRIT PETITION NO.2200 OF 2006

Dayalal Tejraj Jain. .. .. Petitioner
v/s.
Union of India & ors. .. .. Respondents

Mr.H.R.Shetty i/by H.R.Shetty & Co. for petitioner.
Mr.Y.R.Mishra for respondents.

CORAM : H.L. GOKHALE &
J.P. DEVADHAR, JJ.

DATED : 5th October 2006

P.C. :

1. Heard the learned Counsel for the parties.

2. The Petitioner was proceeded against for failing to submit the documents to prove that he had fulfilled the export obligations. The adjudication order dated 19th March 2003 was appealed and the Appellate Authority reduced the pre-deposit amount to 10% of its original penalty amount by an order passed on 7th July 2005. A period of two months was given to deposit the penalty amount but the same was not so deposited. Therefore, the Appeal stood dismissed. No application was moved to set aside that order. When the Appeal reached for final hearing, all that the Appellate Authority has done is to record once again that for non-submission of pre-deposit

of penalty, the Appeal will stand rejected. We do not find any reason to interfere with this order. Petition is dismissed.

(H.L. GOKHALE, J.)

(J.P. DEVADHAR, J.)